

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

CRAIG R. JALBERT, IN HIS CAPACITY AS
TRUSTEE OF THE F2 LIQUIDATING TRUST,
on behalf of himself and all others similarly
situated,

Plaintiff,

v.

SECURITIES AND EXCHANGE COMMISSION,

Defendant.

Civil Action No.: 17-cv-12103-FDS

NOTICE OF APPEAL

Notice is hereby given that, through undersigned counsel, Plaintiff Craig R. Jalbert, in his capacity as Trustee of the F2 Liquidating Trust, on behalf of himself and all other similarly situated, hereby appeals to the United States Court of Appeals for the First Circuit from:

- (1) the Memorandum and Order on Defendant's Motion to Dismiss entered in the above-captioned matter on August 22, 2018 (Dkt. No. 41); and
- (2) the Order of Dismissal entered in the above-captioned matter on August 22, 2018 (Dkt. No. 42).

Dated: October 22, 2018
Boston, Massachusetts

/s/ William R. Baldiga

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*Counsel for Craig R. Jalbert, in His Capacity as
Trustee of the F2 Liquidating Trust, on Behalf of
Himself and All Others Similarly Situated*

CERTIFICATE OF SERVICE

I, William R. Baldiga, attorney for the Plaintiff, Craig R. Jalbert, in his capacity as Trustee of the F2 Liquidating Trust, on behalf of himself and all others similarly situated (the “Trust”), hereby certify that on, October 22, 2018, I caused to be served the Trust’s Notice of Appeal upon the Defendant, Securities and Exchange Commission, via the Court’s CM/ECF system, upon its attorney(s) of record:

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